

**TOWN OF POLK
TOWN BOARD MEETING MINUTES
NOVEMBER 10, 2009**

I. Call meeting to Order at 7:30 p.m. - the Town Board Meeting was call to order by Chairman Albert Schulties at 7:30 p.m. at the Polk Town Hall.

A. The Pledge of Allegiance - Chairman Schulteis led the Pledge of Allegiance.

B. Official Meeting Notice - Chairman A. Schulteis called the meeting to order at 7:30 p.m.. Chairman Schulteis verified notice was sent to the West Bend News, Hartford Times Press, WBKV, WTKM, Milwaukee Journal Sentinel and posted on the website and at the Town Hall, Highway View School and Cedar Lake Hills bulletin boards.

C. Moments of Silent Prayer out of Respect for Veterans Day - a moment of silence in honor of Veterans was held.

D. Roll Call - Chairman A. Schulteis, Supervisor H. Groth, Supervisor T. Merten, Treasurer S. Kissinger and Clerk C. Whelan. See lists of guests. (See Page #).

E. Approval of the Town Board Minutes for October 15, 2009, Budget Workshop for October 21, 2009 and October 26, 2009 and Special Town Board Minutes for Nov. 3, 2009 -

Motion was made by Supervisor T. Merten to approve the Town Board Minutes for October 15, 2009, Budget Workshop for October 21, 2009 and October 26, 2009 and Special Town Board Minutes of November 3, 2009. Motion was seconded by Supervisor H. Groth. Motion carried.

F. Public Presentation (15 Minutes) - None

II. Unfinished Business -Discussion/Possible Action on the Following.

III. New Business - Discussion/Possible Action on the Following:

A. Operators' Licenses. See List - Clerk Whelan advised that Marcela Trinidad and Eugenia Krueger have completed schooling, paid all fees and have no criminal record.

Motion was made by Supervisor H. Groth to approve the Operator License for Marcela Trinidad and Eugenia Krueger, seconded by Supervisor T. Merten. Motion carried.

B. Conditional Use Permit application for Fred Wartgow, 3040 Mayfield Rd., Jackson, to sell and buy firearms and work at home as a gunsmith as a home business in accordance with Section 4.02(1) of Title X of the Town Municipal Code. Tax Key T9-0781, Section 25, 41 acres zoned A-1 Agriculture - (Pages' #)

Motion was made by Supervisor T. Merten upon the recommendation of the Plan Commission to approve the Conditional Use Permit for Fred Wartgow with the additional condition that there is no sighting discharge of firearms associated with the business. There will be an open-ended renewal provision to be reviewed only if violations or complaints. Motion was seconded by Supervisor H. Groth. Motion carried

C. Application for an 8' by 8' ground sign for Cedar Springs Church, 3128 Slinger Rd., Zoned I-1 Institutional. 38.1 acres. Tax Key T9-0885. Section 29 -

Motion was made by Supervisor T. Merten upon the recommendation of the Plan Commission to approve a ground sign for Cedar Springs Church not to exceed 20 ft. in height and not to exceed 50 sq. ft. on one side. A sign must be at least 43 ft. from the centerline of the road. Motion was seconded by Supervisor H. Groth. Motion carried.

D. Application for Business Use by Michael Brue d/b/a Brue's Brothers, LLC to operate a portable welding and fabrication business to be located at 2623 Hwy. 175, Richfield. Section 35, Zoned M-1 Industrial -

Motion was made by Supervisor H. Groth upon the recommendation of the Plan Commission to approve the Business Use for Brue's Metal Works, to operate a portable welding and fabrication business at 2623 Hwy. 175, Richfield with outside storage of operating machinery but no junk. Motion was seconded by Supervisor T. Merten. Motion carried.

E. Approval of Stormwater Management Facility Maintenance Agreement for Mayfield Nursery, 4785 Mayfield Rd., Tax Key T9-0024-00B & T9-0024. Section 2. Approximately 19 acres -

A motion was made by Supervisor T. Merten upon the recommendation of the Plan Commission to approve the Stormwater Management Facility Maintenance for Mayfield Nursery, 4785 Mayfield Road upon all fees being paid, seconded by Supervisor H. Groth. Motion carried.

F. Petition for Ordinance change to Title X of the Municipal Code of the Town of Polk, Zoning Ordinance, Section 6.02 Yards to address tennis courts -

Motion was made by Supervisor H. Groth upon the recommendation of the Plan Commission to approve the Petition for Ordinance change to Title X of the Municipal Code of the Town of Polk, Zoning Ordinance, Section 6.02 yards, to address tennis courts. Motion was seconded by Supervisor T. Merten. Motion carried.

G. Zoning Violations - None

H. Application for Trip Program - Chairman A. Schulteis asked for approval to submit an application for the Trip Program, Town Road Improvement Program, for approximately \$14,383.00 to repair Pioneer Road from 113' from the center of the intersection of Scenic and Pioneer west 1210'

through the marsh on Pioneer Road. The price to cover this project is approximately \$29,000.00. The Trip Program will cover about one half of the project.

Motion was made by Supervisor H. Groth to approve the application for the Trip Program for work to be done on Pioneer Road from 113' from the center of the intersection of Scenic and Pioneer west 1210' through the marsh, seconded by Supervisor T. Merten. Motion carried.

I. Application for Trip D Program - Chairman A. Schulteis asked for approval to apply for the Trip D Program. The project would be located at Hwy. 145 or Fond du Lac Avenue, north on Mayfield Way ½ mile to Sunset Graze. The *minimum* dollar *for a Trip D project* is \$100,000 which they will match 50%. If project is more than \$65,000, we must have the projected engineered.

Motion was made by Supervisor T. Merten to approve the application for the Trip D Program to repair Fond du Lac Ave north on Mayfield Way ½ miles to Sunset Graze. Motion was seconded by Supervisor H. Groth. Motion carried.

J. Discussion and Possible approval of Audit Changes - Offer by Baker/Tilly -

Chairman A. Schulteis asked the Board to approve the offer by Baker/Tilly to complete Form C Financial Report and report for the annual meeting cost to not exceed \$2500.00.

Motion was made by Supervisor T. Merten to approve the offer by Baker/Tilly to complete Form C and financial reports for the annual meeting for a cost not to exceed \$2500.00, seconded by Supervisor H. Groth. Motion carried.

I. Veolia Environmental Services - Renewal of Recycling Contract - (See Page)

Motion was made by Supervisor H. Groth to approve the Recycling Contract with Veolia Environmental Services lowering fees about \$100.00 per month, seconded by Supervisor T. Merten. Motion carried.

J. Ordinance to Repeal and Recreate ordinance 04-07 Amending the Fee Schedule - (See pages' #)

Motion was made by Supervisor H. Groth to approve Ordinance 09-08, seconded by Supervisor T. Merten. Motion carried.

K. Ordinance to Repeal and Recreate Electrical Permits - Chairman A. Schulteis stated at the Special Town Board Meeting this morning the Town Board denied any increase in fees for Electrical Permits.

L. Ordinance to Repeal and Recreate Plumbing Permits - Chairman A. Schulteis stated at the Special Town Board Meeting this morning the Town Board denied any increase in plumbing fees.

M. Review and Consideration on Purchasing a Canon Copier - Chairman A. Schulteis stated he is asking for approval of a Canon iR3225, our existing copier is on its last leg, no parts are being made for this copier any more. A scanner can be added at any time that would be consider later.

Motion was made by Supervisor T. Merten to approve the purchase of a Canon iR3225 copier from the Gordon Flesch Company, seconded by Supervisor H. Groth. Motion carried.

V. Financial

A. Treasurer's Report dated November 10, 2009 -

Motion was made by Supervisor T. Merten to approve the Treasurer's Report for November 10, 2009, seconded by Supervisor H. Groth. Motion carried.

B. Review of Revenues & Expenditures -

Motion was made by Supervisor T. Merten to approve the revenue and expenditures, seconded by Supervisor H. Groth. Motion carried.

C. Approval of Checks and Payroll -

Motion was made by Supervisor H. Groth approved the checks and payroll through November 10, 2009, seconded by Supervisor T. Merten. Motion carried.

VI. Other Business

A. Correspondence to be Review - 2009 Resolutions 40 and 2009 Resolution 41 from Washington County - The Town Board reviewed the correspondence.

B. Chairman's Report, Correspondence and Notices -Chairman A. Schulteis advised we have received concerns from the Washington County Fair Park regarding a Kick Boxing event, our attorney is looking into our ordinance to see if we can deny the event.

C. Fire Department Report - Jackson Fire Report - September 2009 - The Town Board reviewed the Jackson Fire Report of September 2009.

D. Road Matters - Discussion & Possible Action on Road Matters - Chairman Schulties ask the Clerk to send the ordinance to the Rail Road Commissioner regarding the repair which was to be done within 30 days on Slinger and Hillside Road.

VII. Adjournment -

Motion was made by Supervisor H. Groth, seconded by Supervisor T. Merten to adjourn at 8:15 p.m. Motion carried.

Respectfully Submitted,

Catherine Whelan, Town Clerk